

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MARC S. KIRSCHNER
As Trustee of the Refco Private Actions Trust

Plaintiffs,

v.

PHILLIP R. BENNETT, SANTO C. MAGGIO,
ROBERT C. TROSTEN, MAYER, BROWN,
ROWE & MAW, LLP, GRANT THORNTON
LLP, and ERNST & YOUNG U.S. LLP

Defendants.

Case No. 07 Civ. 8165 (GEL)

**MOTION FOR *PRO HAC
VICE* ADMISSION OF
DANIEL P. SHANAHAN**

Pursuant to Local Civil Rule 1.3(c), undersigned counsel respectfully moves for
the admission *pro hac vice* of the following attorney in the above-captioned matter:

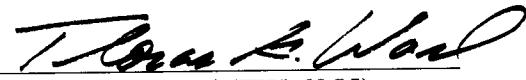
Daniel P. Shanahan, Esquire
Williams & Connolly LLP
725 Twelfth Street, N.W.
Washington, D.C. 20005
Tel. (202) 434-5000
Fax. (202) 434-5029

Mr. Shanahan is a member in good standing of the bar of the District of Columbia
and there are no pending disciplinary proceedings against Mr. Shanahan in state or federal court.
This Motion is based on the accompanying Affidavit of Thomas G. Ward and Certificates of
Good Standing from the Maryland and District of Columbia Bars. A proposed Order is attached
hereto.

90 025-642535
FEB 20 2008

Respectfully submitted,

By:



Thomas G. Ward (TW-6255)
WILLIAMS & CONNOLLY LLP
725 Twelfth Street, N.W.
Washington, D.C. 20005
Tel. (202) 434-5000
Fax. (202) 434-5029

Counsel for Defendant Mayer Brown LLP

Dated: Washington, DC
February 19, 2008

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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 MARC S. KIRSCHNER : Case No. 07 Civ. 8165 (GEL)
 As Trustee of the Refco Private Actions Trust :
 Plaintiffs, :
 :
 v. :
 :
 PHILLIP R. BENNETT, SANTO C. MAGGIO, :
 ROBERT C. TROSTEN, MAYER, BROWN, :
 ROWE & MAW, LLP, GRANT THORNTON :
 LLP, and ERNST & YOUNG U.S. LLP :
 Defendants. :
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**AFFIDAVIT OF THOMAS G.
WARD IN SUPPORT OF
MOTION FOR *PRO HAC
VICE* ADMISSION OF
DANIEL P. SHANAHAN**

I, THOMAS G. WARD, declare as follows:

1. I am an attorney with the law firm of Williams & Connolly LLP, attorneys for Defendant in the above-captioned matter, and a member in good standing of the bar of this Court since March 28, 2005. I submit this affidavit in support of the Motion for *Pro Hac Vice* Admission of Daniel P. Shanahan in the above-captioned matter pursuant to Local Civil Rule 1.3(c).
2. I have known Mr. Shanahan since May 2005. Mr. Shanahan is an attorney of the highest ethical and moral character, competence and experience, and I am confident that he will conduct himself accordingly before this Court.
3. Mr. Shanahan is a member in good standing of the bars of Maryland and the District of Columbia. In connection with this motion, I am submitting Certificates of Good

Standing issued by these two bars. I am aware of no pending disciplinary proceedings against Mr. Shanahan in any state or federal court.

4. For the foregoing reasons, I respectfully move the *pro hac vice* admission of Daniel P. Shanahan in the above-captioned matter. For the Court's convenience, a proposed order granting this motion is attached hereto.

I declare under penalty of perjury that the foregoing is true and correct.

Executed in Washington, D.C. on February 19, 2008.



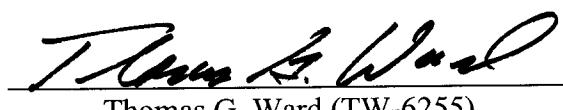
Thomas G. Ward (TW-6255)
WILLIAMS & CONNOLLY LLP
725 Twelfth Street, N.W.
Washington, D.C. 20005
(202) 434-5000

Counsel for Defendant Mayer Brown LLP

CERTIFICATE OF SERVICE

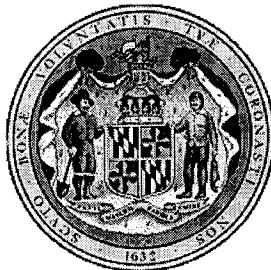
I, Thomas G. Ward, hereby certify that on this 19th day of February, 2008, I caused true and correct copies of the Motion for *Pro Hac Vice* Admission of Daniel P. Shanahan and Affidavit of Thomas G. Ward in Support of Motion for *Pro Hac Vice* Admission of Daniel P. Shanahan to be served via first class mail upon the following:

| | |
|--|---|
| Sascha N. Rand QUINN EMANUEL URQUHART OLIVER 111 South Wacker Drive Chicago, Illinois 60606 <i>Counsel to Plaintiff Marc S. Kirschner, As Trustee for the Refco Private Actions Trust</i> | John R. McCambridge GRIPPO AND ELDEN LLC & HEDGES LLP 51 Madison Avenue, 22nd Floor New York, NY 10010 <i>Counsel to Plaintiff Trustee of the Refco Litigation Trust</i> |
| Bradley E. Lerman David Emilio Mollon Steven M. Schwartz Catherine W. Joyce Linda T. Coberly WINSTON & STRAWN LLP 35 W. Wacker Drive Chicago, Illinois 60601 <i>Counsel to Defendant Grant Thornton, LLP</i> | Anthony Mathias Candido Joel Michael Cohen Timothy Casey CLIFFORD CHANCE US, LLP West 52nd Street New York, NY 10019 <i>Counsel to Defendant Mayer Brown International LLP</i> |
| Miles N. Ruthberg Christopher R. Harris Elizabeth Heering Hickey LATHAM & WATKINS 885 Third Avenue New York, New York 10022 <i>Counsel to Defendant Ernst & Young Us. LLP</i> | Scott E. Hershman Stephen R. Blacklocks Richard Soto BELL & PESKIE LLP HUNTON & WILLIAMS LLP 200 Park Avenue New York, NY 10166-0091 <i>Counsel to Defendant Santo C. Maggio</i> |
| Barbara Moses Rachel Korenblat MORVILLO, ABRAMOWITZ, GRAND, IASON, ANELLO & BOHERER, P.C. 565 Fifth Avenue New York, New York 10017 <i>Counsel to Defendant Robert C Trosten</i> | |



Thomas G. Ward (TW-6255)

**Court of Appeals
of Maryland
Annapolis, MD**



CERTIFICATE OF GOOD STANDING

STATE OF MARYLAND, ss:

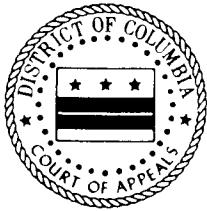
I, Alexander L. Cummings, Clerk of the Court of Appeals of Maryland, do hereby certify that on the sixteenth day of December, 1999,

Daniel Patrick Shanahan

having first taken and subscribed the oath prescribed by the Constitution and Laws of this State, was admitted as an attorney of said Court, is now in good standing, and as such is entitled to practice law in any of the Courts of said State, subject to the Rules of Court.

In Testimony Whereof, I have hereunto set my hand as Clerk, and affixed the Seal of the Court of Appeals of Maryland, this twenty-fourth day of January, 2008.

Alexander L. Cummings
Clerk of the Court of Appeals of Maryland



District of Columbia Court of Appeals
Committee on Admissions
500 Indiana Avenue, N.W. — Room 4200
Washington, D.C. 20001
202 / 879-2710

I, GARLAND PINKSTON, JR., Clerk of the District of Columbia
Court of Appeals, do hereby certify that

Daniel P. Shanahan

was on the 10th day of January, 2005

duly qualified and admitted as an attorney and counselor and
entitled to practice before this Court and is, on the date
indicated below, an active member in good standing of this Bar.

In Testimony Whereof, I have
hereunto subscribed my name
and affixed the seal of this
Court at the City of
Washington, D.C., on January
24, 2008.

GARLAND PINKSTON, JR., CLERK

By: C.P. Shanahan

Deputy Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MARC S. KIRSCHNER : Case No. 07 Civ. 8165 (GEL)
As Trustee of the Refco Private Actions Trust :
Plaintiffs, : **ORDER ADMITTING COUNSEL**
v. : ***PRO HAC VICE***
PHILLIP R. BENNETT, SANTO C. MAGGIO, :
ROBERT C. TROSTEN, MAYER, BROWN, :
ROWE & MAW, LLP, GRANT THORNTON :
LLP, and ERNST & YOUNG U.S. LLP :
Defendants. :
-----x

This matter having been brought before the Court by motion pursuant to Local Civil Rule 1.3(c) for the admission *pro hac vice* of Daniel P. Shanahan, Esquire, in the above-captioned matter, it is this ____ day of _____ 2008, hereby

ORDERED that the motion is GRANTED, and

IT IS FURTHER ORDERED THAT Daniel P. Shanahan shall be admitted *pro hac vice* in the above-captioned matter. Counsel shall remit the required \$25 fee to the Cashier's Office for this *pro hac vice* admission.

SO ORDERED.

Dated: New York, NY

_____, 2008

The Honorable Gerard D. Lynch
United States District Judge